

**DECLARATION AND POWER OF ATTORNEY
FOR PCT APPLICATION FOR UNITED STATES**

As a below named inventor, I hereby declare that:
my residence, post office address and citizenship are as stated below next to my name;

I verily believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: CONSTRUCTION MACHINE REFUELING SYSTEM AND CONSTRUCTION MACHINE

described and claimed in the specification:

Check one

- * a. ☐ attached hereto.
b. ☒ filed on March 30, 2001 as Application Serial No.09/980,105.

This application discloses and claims subject matter disclosed in my or our earlier filed pending application, International Application No.PCT/IP01/02810, filed November 29, 2001. - 30 MAR, 2001.

I have reviewed and understand the contents of this application, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations §1.56.

Under Title 35, U.S. Code §119, the priority benefits of the following foreign application(s) filed by me or my legal representatives or assigns within one year prior to said international application are hereby claimed:
Japanese Patent Application No. No.2000-099087 filed March 31, 2000 ✓

The following application(s) for patent or inventor's certificate on this invention were filed in countries foreign to the United States of America either (a) more than one year prior to said international application, or (b) before the filing date of the above-named foreign priority application(s)

As to any and all subject matter of this application which is not common to said earlier application, I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56, which became available between the filing date of the international application and the filing date of this application.

Under Title 35, U.S. Code §119, the priority benefits of the following foreign application(s) filed by me or my legal representatives or assigns within one year prior to this application are hereby claimed:

The following application(s) for patent or inventor's certificate on such subject matter were filed in countries foreign to the United States of America either (a) more than one year prior to this application, or (b) before the filing of the above-named foreign priority application(s):

I hereby appoint the following as my attorneys of record with full power of substitution and revocation to prosecute this application and to transact all business in the Patent Office:

9 - James A. Oliff, Reg. No. 27,075; William P. Berridge, Reg. No. 30,024;
Kirk M. Hudson, Reg. No. 27,562; Thomas J. Pardini, Reg. No. 30,411;
Edward P. Walker, Reg. No. 31,450; Robert A. Miller, Reg. No. 32,771;
Mario A. Costantino, Reg. No. 33,565; Caroline D. Dennison, Reg. No. 34,494;
and Stephen J. Roe, Reg. No. 34,463.

ALL CORRESPONDENCE IN CONNECTION WITH THIS APPLICATION SHOULD BE SENT TO OLIFF & BERRIDGE, PLC, P.O. BOX 19928, ALEXANDRIA, VIRGINIA 22320, TELEPHONE (703) 836-6400.

I hereby declare that I have reviewed and understand the contents of this Declaration, and that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

6-00

1 **Typewritten Full Name
of Joint Inventor**

2 **Inventor's Signature:**

3 **Date of Signature:**

<u>Hideki</u>		<u>KOMATSU</u>
Given Name	Middle Initial	Family Name
<u>Hideki</u>		<u>KOMATSU</u>
<u>January</u>	<u>30</u>	<u>2002</u>
Month	Day	Year
<u>IBARAKI</u>		<u>JAPAN</u>
City	State or Province	Country
Citizenship: <u>Japan</u>		

Residence:

Citizenship:

Post Office Address:

(Insert complete mailing
address, including country)

618-50, Fukawa, Tonemachi, Kitasouma-gun, IBARAKI 300-1622 JAPAN JPK

*If Box a. is checked, this form may be executed only when attached to the specification (including claims) at the end thereof. This form may be executed only when attached to the first page of the Declaration and Power of Attorney of the application to which it pertains.
Note to Inventor: Please sign name on line 2 exactly as it appears in line 1 and insert the actual date of signing on line 3.

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